

Volusia County Sheriff's Office Supervisor Investigation Report

Incident Entered By: SGT Karen Ardoin - 7049

Assigned Investigator: [Incident pending assignment]

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
4/23/2019	4/8/2019	06:00
Record ID #	Agency Case #	File #
25328	190007578	SI 19-023
Date/Time Entered		
4/10/2019 10:17		

Incident Summary

On Monday, April 8, 2019 at approximately 0600hrs, Deputy Luis Garcia informed Sgt. Ardoin he had an accidental discharge of his department issued Taser 2. Deputy Garcia reported he was preparing for his duty shift and began getting dressed in his uniform with his equipment. Deputy Garcia was located inside of the garage at his residence in Orlando. As part of department policy, Deputy Garcia turned on his Department issued X2 Taser, serial number X29007KYM in preparation to spark text. Deputy Garcia stated he lost grip of the X2 Taser and quickly grasped the Taser's handle grip. Deputy Garcia inadvertently and accidentally pressed on the trigger causing a cartridge (C6203TRPR) to detonate. The Taser probes launched into the mirror and weight bench located inside of his home garage. There was no damage to the mirror or weight bench. No other person was present with Deputy Garcia and no injuries occurred. Deputy Garcia immediately notified Sgt. Ardoin, took digital photographs and placed spent cartridge into evidence. Due to Deputy Garcia getting dressed in preparation for his duty shift, he was not wearing his BWC.

Sgt. Ardoin obtained digital photographs of the garage area where the accidental discharge occurred. The photographs have been submitted. Based upon the information obtained by Deputy Garcia, Sgt. Ardoin determined the discharge of the X2 Taser to have been accidental.

Policy Violation: 26.2.97 Careless Handling of Equipment - Not Resulting in Damage/Loss - Employees shall utilize VCSO/County equipment for its intended purpose in accordance with established procedures and shall not use said equipment in a careless manner.

SUSTAINED: Based on the investigation, Sgt. Ardoin determined Deputy Garcia handled his Taser 2 in a careless manner thereby causing the accidental discharge. Deputy Garcia will receive an Employee Performance Notice for AREA OF UNSATISFACTORY PERFORMANCE in the use of handling equipment.

Incident Location

- 8493 Corkfield Avenue, Orlando, FL 32832

Categories

Reporting/Involved Citizen Information

ForceSubject None

DOB: Race: Ethnicity: Gender:

Role

-

Involved Employees

DEP Luis Garcia - DID #: 7936**Assignment at time of incident:** Title: DEP CSSR**Video Footage:** [No Response]**Role**

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Tasks

No tasks to show

Running Sheet Entries

No running sheet entries to show

Attachments

Date Attached	Attachment Description	Attachment Type
4/23/2019	Incident Report	pdf
4/23/2019	Photographs	pdf

Assignment History

Sent Dt	From	To
5/10/2019	Sergeant Ryan Mills	(None Specified)
Assignment notes Field status changed in IAPro from To IA to Released		
Email sent to receiver No email sent		
5/10/2019	Sergeant Ryan Mills	(None Specified)
Assignment notes Released back to IAPro		
Email sent to receiver		

No email sent

Chain of Command History

Routing #1	
Sent From:	SGT Karen Ardoin
Sent To:	LT Thomas Tatum
CC:	(none)
Sent Date/Time:	4/23/2019 9:55 AM
Instructions from SGT Karen Ardoin to LT Thomas Tatum:	
Supervisory Inquiry for Deputy Garcia's accidental discharge of his Taser 2. KA	
Comments/Response from LT Thomas Tatum:	
Comments: Concur with findings	

Routing #2	
Sent From:	LT Thomas Tatum
Sent To:	CAPT Erik Eagan
CC:	(none)
Sent Date/Time:	4/26/2019 1:40 PM
Instructions from LT Thomas Tatum to CAPT Erik Eagan:	
FYR	
Comments/Response from CAPT Erik Eagan:	
Comments: [Forwarded by CAPT Erik Eagan]	

Routing #3	
Sent From:	CAPT Erik Eagan
Sent To:	Admin Group
CC:	(none)
Sent Date/Time:	4/29/2019 10:59 AM
Instructions from CAPT Erik Eagan to Admin Group:	
FYR	
Comments/Response from CAPT Eric Westfall:	
Comments: [Forwarded by CAPT Eric Westfall]	

Routing #4	
Sent From:	CAPT Eric Westfall
Sent To:	DCHF Timothy Morgan
CC:	(none)
Sent Date/Time:	5/1/2019 1:58 PM
Instructions from CAPT Eric Westfall to DCHF Timothy Morgan:	
Concur. Just need EPN submitted under separate entry.	
Comments/Response from DCHF Timothy Morgan:	
Comments: [Forwarded by DCHF Timothy Morgan]	

Routing #5	
Sent From:	DCHF Timothy Morgan
Sent To:	CHDP John Creamer

CC:	(none)
Sent Date/Time:	5/1/2019 2:44 PM
Instructions from DCHF Timothy Morgan to CHDP John Creamer:	
FYR (Sustained) I recommend he receives an EPN/Counseling. He has no AD's in his file.	
Comments/Response from CHDP John Creamer:	
Comments: [Forwarded by CHDP John Creamer]	

Routing #6	
Sent From:	CHDP John Creamer
Sent To:	Admin IA
CC:	(none)
Sent Date/Time:	5/1/2019 2:45 PM
Instructions from CHDP John Creamer to Admin IA:	
Concur	
Comments/Response from SGT Ryan Mills:	
Comments: [Forward to IAPro by SGT Ryan Mills]	

Assigned Investigator Signature Line

[Incident pending assignment]

Chain of Command Signature Lines

LT Thomas Tatum

CAPT Erik Eagan

CAPT Eric Westfall

DCHF Timothy Morgan

CHDP John Creamer

SGT Ryan Mills